

ATTACHMENT

**FILED**

11-27-07

01:53 PM

Sid, Fannie**From:** Sid, Fannie**Sent:** Tuesday, November 27, 2007 12:15 PM

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Subject: Notice of Availability and Opportunity to Comment on Proposed Decision in R.04-04-025

To the "List" and "2006 Update" service lists in R.04-04-025 and to the service list in R.06-04-010:

On November 5, 2007, the text of ALJ Gottstein's Proposed Decision (PD) Denying Joint Petition for Modification of Decision 06-06-063 was made available at <http://www.cpuc.ca.gov/EFILE/PD/74779.htm>. A Notice of Availability was served by mail on all persons on the service list in R.04-04-025 (and an electronic notice was sent as well), which is the proceeding in which D.06-06-063 was issued. However, I also intended that the service list in R.06-04-010 be served with this Notice, as directed by Ordering Paragraph 7. This direction was inadvertently overlooked by the Commission's Process Office. Moreover, it has come to my attention that the general service list in R.04-04-025 (listed on the Commission's website as the "List" service list) was served with the PD, but not the specific "2006 Update" service list in that proceeding. Since D.06-06-063 was the Commission's 2006 Update decision (on avoided costs and related matters), this too was an oversight.

Yesterday, on November 26, 2007, comments on the PD were submitted by interested parties on the "List" service list in R.04-04-025, and reply comments are due on Monday, December 3, 2007. By this electronic ruling, I direct all parties who filed comments yesterday[1] to serve them electronically without delay to the "2006 Update" service list in R.04-04-025 and to the service list in R.06-04-010, if they have not done so already. Reply comments should also be served on the "List" and "2006 Update" service lists in R.04-04-025 and on the service list in R.06-04-010.

Also, by this ruling, I am providing all parties on the "2006 Update" service list in R.04-04-025 and on the service list in R.06-04-010 who are not also on the "List" service list in R.04-04-025 until December 17, 2007 (20 days from today) to file opening comments on the PD. Reply comments are due by December 24, 2007. Reply comments must be limited to responding to the positions/arguments expressed in the December 17, 2007 comments.

Please Note: This extended opportunity to comment is limited to those parties who only appear on the "2006 Update" service list in R.04-04-025 or on the service list in R.06-04-010, and who are not also on the "List" service list in R.04-04-025. Since there is considerable overlap between the "List" service list in R.04-04-025 and the other two service lists mentioned above, (e.g., the utilities and most if not all of the active parties to the 2006 Avoided Cost Update appear on each), I do not expect that there are many who fall under this category.

All comments shall be served on the "List" and "2006 Update" services lists in R.04-04-025 and the service list in R.06-04-010.

In case of problems with this e-mail or the internet link, please contact Kris Keller at K47@cpuc.ca.gov, telephone (415) 703-1793.

I will be preparing a written ruling along the lines of this email, but in the meantime, please be advised by this email of the opportunity to submit comments if you are on the service list in R.06-04-010 or the "2006 Update" service list in R.04-04-025, and not on the "List" service list in R.04-04-025.

Sincerely,

/s/ MEG GOTTSTEIN
ALJ Meg Gottstein

[1] As of this morning, I have received (very brief) comments only from DRA; and PG&E and SCE have informed me that they have elected not to file opening comments on this PD. However, because I am not on the "List" service list in R.04-04-025 (only on the "2006 Update" list), additional comments may have been filed.

Sid, Fannie

From: Sid, Fannie

Sent: Tuesday, November 27, 2007 12:14 PM

To: 'BRBC@pge.com'; 'Brown.Jeffrey@epamail.epa.gov'; 'Case.Admin@sce.com'; 'Dan.adler@calcef.org'; 'Dick@DavisHydro.com'; 'Jeff.Hirsch@DOE2.com'; 'Jennifer.Shigekawa@sce.com'; 'LATc@pge.com'; 'S1L7@pge.com'; 'SRH1@pge.com'; 'aabed@navigantconsulting.com'; 'abb@eslawfirm.com'; 'alexm@calpine.com'; 'Yip-Kikugawa, Amy C.'; 'bcragg@goodinmacbride.com'; 'berj.parseghian@sce.com'; 'beth@beth411.com'; 'bill@jbsenergy.com'; 'bjl@bry.com'; 'blaising@braunlegal.com'; 'bmeister@energy.state.ca.us'; 'bob@energydynamix.net'; 'bobgex@dwt.com'; 'brbarkovich@earthlink.net'; 'bshort@ridgewoodpower.com'; 'Linsey, Steve'; 'carlo.zorzoli@enel.it'; 'cbasket@enemroc.com'; 'cchen@ucsusa.org'; 'cem@newsdata.com'; 'centralfiles@semprautilities.com'; 'Foget, Cathleen A.'; 'chris@emeter.com'; 'clyde.murley@comcast.net'; 'cneedham@edisonmission.com'; 'cpechman@powereconomics.com'; 'cpuccases@pge.com'; 'cpucrulings@navigantconsulting.com'; 'csmoots@perkinscoie.com'; 'curtis.kebler@gs.com'; 'Lee, Cleveland'; 'davidreynolds@ncpa.com'; 'dcarroll@downeybrand.com'; 'dgulino@ridgewoodpower.com'; 'diane_fellman@fpl.com'; 'Hines, Donna J.'; 'dkk@eslawfirm.com'; 'dougdpucmail@yahoo.com'; 'dsaul@pacificsolar.net'; 'duggank@calpine.com'; 'dwang@nrdc.org'; 'dwood8@cox.net'; 'dws@r-c-s-inc.com'; 'e-recipient@caiso.com'; 'ek@a-klaw.com'; 'Stoltzfus, Elizabeth'; 'ell5@pge.com'; 'etiedemann@kmtg.com'; 'evk1@pge.com'; 'filings@a-klaw.com'; 'freedman@turn.org'; 'gary.allen@sce.com'; 'gbaker@sempra.com'; 'gmorris@emf.net'; 'gstaples@mendotagroup.net'; 'gxl2@pge.com'; 'hchoy@isd.co.la.ca.us'; 'hxag@pge.com'; 'ikwasny@water.ca.gov'; 'j.eric.isken@sce.com'; 'jackp@calpine.com'; 'janet.combs@sce.com'; 'jimross@r-c-s-inc.com'; 'jkarp@winston.com'; 'jkloberdanz@semprautilities.com'; 'jleslie@luce.com'; 'Marks, Jaclyn'; 'Halligan, Julie'; 'joyw@mid.org'; 'jsanders@caiso.com'; 'jskillman@prodigy.net'; 'Tagnipes, George S.'; 'jsugar@energy.state.ca.us'; 'jyamagata@semprautilities.com'; 'Morgenstern, Joy'; 'karen@klindh.com'; 'kbowen@winston.com'; 'Dudney, Kevin'; 'kdw@woodruff-expert-services.com'; 'kenneth.swain@navigantconsulting.com'; 'kfox@wsgr.com'; 'larry.cope@sce.com'; 'laura.genao@sce.com'; 'ldecarlo@energy.state.ca.us'; 'liddell@energyattorney.com'; 'lisa_weinzimer@platts.com'; 'lizbeth.mcdannel@sce.com'; 'louden@co.kern.ca.us'; 'Peleo, Marion'; 'matthewsj@co.kern.ca.us'; 'mbyron@gwfpower.com'; 'mdbk@pge.com'; 'mdjoseph@adamsbroadwell.com'; 'Gottstein, Meg'; 'mekd@pge.com'; 'mflorio@turn.org'; 'mhharrar@sboglobal.net'; 'mjaske@energy.state.ca.us'; 'Haramati, Mikhail'; 'mmiller@energy.state.ca.us'; 'Wheeler, Michael'; 'mpa@a-klaw.com'; 'mrh2@pge.com'; 'mrw@mrwassoc.com'; 'Serkel, Merideth "Molly"'; 'Obiora, Noel'; 'nes@a-klaw.com'; 'norman.furuta@navy.mil'; 'ntronaas@energy.state.ca.us'; 'pcmcaddonell@earthlink.net'; 'pepper@cleanpowermarkets.com'; 'phanschen@mofo.com'; 'philha@astound.net'; 'pholley@covantaenergy.com'; 'phoover@prodigy.net'; 'Lai, Peter'; 'Douglas, Paul'; 'pstoner@lgc.org'; 'pthompson@summitblue.com'; 'Wellner, Pamela'; 'rcounihan@enemroc.com'; 'rdennis@knowledgeinenergy.com'; 'ren@ethree.com'; 'rfp@eesconsulting.com'; 'rgermain@navigantconsulting.com'; 'rlauckhart@henwoodenergy.com'; 'Strauss, Robert L.'; 'rmccann@umich.edu'; 'roger@berlinerlawplc.com'; 'ron.dahlin@ge.com'; 'rsa@a-klaw.com'; 'rschmidt@bartlewell.com'; 'rshapiro@chadbourne.com'; 'rwalthers@pacbell.net'; 'saw0@pge.com'; 'Churchill, Susannah W.'; 'adhilton@stoel.com'; 'sesco@optonline.net'; 'sleifton@aptecheng.com'; 'snuller@ethree.com'; 'spatrick@sempra.com'; 'ssmyers@att.net'; 'stevegreenwald@dwt.com'; 'steven@iepa.com'; 'steveng@destrategies.com'; 'Simon, Sean A.'; 'Tam, Christine S.'; 'Roberts, Thomas'; 'Cho, Theresa'; 'tomb@crossborderenergy.com'; 'tomk@mid.org'; 'tory.weber@sce.com'; 'vjw3@pge.com'; 'vwood@smud.org'; 'wbooth@booth-law.com'; 'woodrubb@sce.com'; 'McCartney, Wade'; 'www@eslawfirm.com'

Subject: Notice of Availability and Opportunity to Comment on Proposed Decision in R.04-04-025

To the "List" and "2006 Update" service lists in R.04-04-025 and to the service list in R.06-04-010:

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Sid, Fannie

From: Sid, Fannie
Sent: Tuesday, November 27, 2007 12:11 PM
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Subject: Notice of Availability and Opportunity to Comment on Proposed Decision in R.04-04-025

To the "List" and "2006 Update" service lists in R.04-04-025 and to the service list in R.06-04-010:

On November 5, 2007, the text of ALJ Gottstein's Proposed Decision (PD) Denying Joint Petition for Modification of Decision 06-06-063 was made available at <http://www.cpuc.ca.gov/EFILE/PD/74779.htm>. A Notice of Availability was served by mail on all persons on the service list in R.04-04-025 (and an electronic notice was sent as well), which is the proceeding in which D.06-06-063 was issued. However, I also intended that the service list in R.06-04-010 be served with this Notice, as directed by Ordering Paragraph 7. This direction was inadvertently overlooked by the Commission's Process Office. Moreover, it has come to my attention that the general service list in R.04-04-025 (listed on the Commission's website as the "List" service list) was served with the PD, but not the specific "2006 Update" service list in that proceeding. Since D.06-06-063 was the Commission's 2006 Update decision (on avoided costs and related matters), this too was an oversight.

Yesterday, on November 26, 2007, comments on the PD were submitted by interested parties on the "List" service list in R.04-04-025, and reply comments are due on Monday, December 3, 2007. By this electronic ruling, I direct all parties who filed comments yesterday[1] to serve them electronically without delay to the "2006 Update" service list in R.04-04-025 and to the service list in R.06-04-010, if they have not done so already. Reply comments should also be served on the "List" and "2006 Update" service lists in R.04-04-025 and on the service list in R.06-04-010.

Also, by this ruling, I am providing all parties on the "2006 Update" service list in R.04-04-025 and on the service list in R.06-04-010 who are not also on the "List" service list in R.04-04-025 until December 17, 2007 (20 days from today) to file opening comments on the PD. Reply comments are due by December 24, 2007. Reply comments must be limited to responding to the positions/arguments

expressed in the December 17, 2007 comments.

Please Note: This extended opportunity to comment is limited to those parties who only appear on the "2006 Update" service list in R.04-04-025 or on the service list in R.06-04-010, and who are not also on the "List" service list in R.04-04-025. Since there is considerable overlap between the "List" service list in R.04-04-025 and the other two service lists mentioned above, (e.g., the utilities and most if not all of the active parties to the 2006 Avoided Cost Update appear on each), I do not expect that there are many who fall under this category.

All comments shall be served on the "List" and "2006 Update" services lists in R.04-04-025 and the service list in R.06-04-010.

In case of problems with this e-mail or the internet link, please contact Kris Keller at K47@cpuc.ca.gov, telephone (415) 703-1793.

I will be preparing a written ruling along the lines of this email, but in the meantime, please be advised by this email of the opportunity to submit comments if you are on the service list in R.06-04-010 or the "2006 Update" service list in R.04-04-025, and not on the "List" service list in R.04-04-025.

Sincerely,

/s/ MEG GOTTSTEIN
ALJ Meg Gottstein

[1] As of this morning, I have received (very brief) comments only from DRA; and PG&E and SCE have informed me that they have elected not to file opening comments on this PD. However, because I am not on the "List" service list in R.04-04-025 (only on the "2006 Update" list), additional comments may have been filed.

(END OF ATTACHMENT)

11/27/2007